

**REGULAR MEETING OF THE COMMON COUNCIL  
OF THE CITY OF PLATTSBURGH, NEW YORK**

**March 26, 2009**

**5:30 P.M.**

**MINUTES**

**Present:** Mayor Donald Kasprzak, Councilors Tim Carpenter (W1), Michael Kelly (W2), George Rabideau (W3), Jim Calnon (W4), Chris Jackson (W6)

**Absent:** Amy Valentine (W5)

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**1. MINUTES OF THE PREVIOUS MEETING**

**RESOLVED:** that the Minutes of the regular meeting of the Common Council held on March 19, 2009 are approved and placed on file among the public records of the City Clerk's Office

By Councilor Carpenter; Seconded by Councilor Calnon

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Jackson

(All voted in the affirmative)

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**2. PAYROLLS OF VARIOUS DEPARTMENTS**

**RESOLVED:** That the payrolls of the various Departments of the City of Plattsburgh for the week ending March 25, 2009 in the amount of \$237,278.22 are authorized and allowed and the Mayor and the City Clerk are hereby empowered and directed to sign warrants drawn on the City Chamberlain for the payment thereof.

By Councilor Rabideau; Seconded by Councilor Carpenter

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Jackson

(All voted in the affirmative)

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**3. REPORTS OF CITY OFFICES & COMMITTEE REPORTS**

- Report of Fire and Ambulance Responses for the week of March 19-25, 2009
- Report from the Building Inspector's Office from January 2 – March 24, 2009

**RESOLVED:** That the reports as read are hereby ordered, received and placed on file among the public records of the City Clerk's Office.

By Councilor Calnon; Seconded by Councilor Jackson

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Jackson

(All voted in the affirmative)

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**4. AUDITS OF CLAIMS**

**RESOLVED:** That the bills approved by the Auditing Committee of the Common Council in the amount of \$604,607.20 are authorized and allowed and the Mayor and City Clerk (where required)

are hereby authorized and directed to sign warrants drawn on the City Chamberlain for the payment thereof.

By Councilor Carpenter; Seconded by Councilor Rabideau  
Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Jackson

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**5. PERSONS ADDRESSING COUNCIL**

None

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**6. OTHER ITEMS**

**Motion to remove item 6A from the Table.**

By Councilor Calnon; Second by Councilor Jackson  
Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Jackson  
(All voted in the affirmative)

**ACTION TAKEN:** Adopted

**A.** Request from Fire Chief Paul Williams for the Mayor to sign a Training Director Agreement with Dan Collins.

**RESOLVED:** In accordance with the request therefore the Common Council approves the Mayor to sign a Training Director Agreement with Dan Collins.

By Councilor Carpenter; Second by Councilor Jackson  
Discussion: None  
Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Jackson  
(All voted in the affirmative)

**ACTION TAKEN:** Adopted

Follow up Action: None

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**B.** Request from Laura Carmichael to hold the Autism Awareness Walk at the US Oval on Sunday April 19, 2009 by closing the inside lane from traffic in which the walkers will be finished by noon.

**RESOLVED:** In accordance with the request therefore the Common Council approves Laura Carmichael to hold the Autism Awareness Walk at the US Oval on Sunday April 19, 2009 by closing the inside lane from traffic in which the walkers will be finished by noon.

By Councilor Kelly; Second by Councilor Carpenter  
Discussion: None  
Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Jackson  
(All voted in the affirmative)

**ACTION TAKEN:** Adopted

Follow up Action: None

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**C.** Request from the City Engineer to have the Mayor sign the Standard Federal Aid Highway Local Agreement for the Construction/Inspection Phase work for the Oak Street & North Catherine Street construction projects.

**RESOLVED:** In accordance with the request therefore the Common Council approves the Mayor to sign the Standard Federal Aid Highway Local Agreement for the Construction/Inspection Phase work for the Oak Street & North Catherine Street construction projects.

By Councilor Jackson; Second by Councilor Calnon

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Jackson

(All voted in the affirmative)

**ACTION TAKEN:** Adopted

Follow up Action: None

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**D.** Request from Peter Allen for the approval to name the private drive at 26 US Oval, Grand Isle Way.

**RESOLVED:** In accordance with the request therefore the Common Council approves Peter Allen to name the private drive at 26 US Oval, Grand Isle Way.

By Councilor Kelly; Second by Councilor Carpenter

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Jackson

(All voted in the affirmative)

**ACTION TAKEN:** Adopted

Follow up Action: None

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**E.** Request from NYS DOT:

WHEREAS, the New York State Department of Transportation proposes to reconstruct the Traffic Signals at two locations in Plattsburgh, Route 22; Boynton Avenue & North Catherine Street and Route 22; Boynton Avenue & Oak Street, City of Plattsburgh, PIN 7804.39 and

WHEREAS, the State will include as part of the construction, reconstruction, or improvements of the above mentioned project the construction of sidewalks on Route 22; Boynton Avenue & North Catherine Street, pursuant to Section 349-c of the Highway Law and

WHEREAS, the State will provide for the construction of the above mentioned work, as shown on the contract plans relating to the project.

NOW, THEREFORE,

BE IT RESOLVED: That the City of Plattsburgh approves the construction of sidewalks and the above mentioned work performed on the project and shown on the contract plans relating to the project and that the City of Plattsburgh will maintain or cause to be maintained the relocated, reconstructed and/or constructed sidewalks performed as above stated and as shown on the contract plans, including the control of snow and ice.

BE IT FURTHER RESOLVED: That the Clerk of this Board is hereby directed to transmit four (4) certified copies of the foregoing resolution to: New York State Department of Transportation, 317 Washington Street, Watertown, New York 13601, Attn: Timothy J. Vreath.

By Councilor Calnon; Second by Councilor Carpenter

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Jackson  
(All voted in the affirmative)

**ACTION TAKEN:** Adopted

Follow up Action: None

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**F.** Request from Corporation Counsel to be authorized to settle the pending litigation between Carter Trucking and Blacktopping Inc. and the City of Plattsburgh on the terms set forth in his report to the Common Council dated March 23, 2009, a copy of which is made a part of this resolution, and the City Chamberlain is authorized to pay any moneys to be paid as set forth in said report.

**RESOLVED:** In accordance with the request therefore the Common Council approves Corporation Counsel to settle the pending litigation between Carter Trucking and Blacktopping Inc. and the City of Plattsburgh on the terms set forth in his report to the Common Council dated March 23, 2009, a copy of which is made a part of this resolution, and the City Chamberlain is authorized to pay any moneys to be paid as set forth in said report.

By Councilor Jackson; Second by Councilor Carpenter

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Jackson

(All voted in the affirmative)

**ACTION TAKEN:** Adopted

Follow up Action: None

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**G.** The Regular Common Council meeting scheduled for Thursday, April 9, 2009 will be changed due to the Good Friday Holiday to Wednesday April 8, 2009 beginning at 5:30 p.m. The work session will begin at 5 p.m.

**RESOLVED:** In accordance with the request therefore the Common Council approves the schedule change from Thursday April 9, 2009 to Wednesday April 8, 2009 beginning at 5:30 p.m. The work sessions will begin at 5 p.m.

By Councilor Carpenter; Second by Councilor Calnon

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Jackson

(All voted in the affirmative)

**ACTION TAKEN:** Adopted

Follow up Action: None

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## **7. RESOLUTIONS FOR INITIAL CONSIDERATION**

- 1.** Request from Police Chief Desmond Racicot for Officer Stuart Bailey to travel to Lancaster, PA from September 8-11, 2009 to attend the "2009 Annual Child Passenger Safety Conference" at a cost not to exceed \$376 which will be paid out of the Asset Forfeiture Fund.
- 2.** Request from Jon Ruff for the Common Council to agree and authorize the amending of Capital Project H 8320.63 to expand the scope of work and to include conducting a Phase II investigation. The project appropriation will be increased by \$250,000 for a new total of \$375,000. The source of funds will be the Water Reserve.

3. Request from Jon Ruff for the Common Council to agree and authorize the execution of a February 23, 2009 proposal from CHA for the Phase II Evaluation and Conceptual Design for dam rehabilitation work in the amount of \$212,200. The source of funds will be Capital Project H8320.63.

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## 8. NEW BUSINESS

**Councilor Kelly** would like to add two items to the agenda next week for initial consideration. One, for the Common Council to adopt an insurance policy and two, for the approval from the City of Plattsburgh to sponsor the Earth Day event at the Farmers Market.

**Mayor Kasprzak** announced two Public Hearings:

A public hearing will be held at 5:00 p.m. on April 16, 2009 in Common Council Chambers. The City will describe the proposed community development activities to be included in the 2009 CDBG application.

A public hearing will be held at 5:00 p.m. on April 23, 2009 in the Common Council Chambers. The City will describe the Restore NY Communities Initiative and will have a Property Assessment List on hand to discuss.

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## 9. CLOSING PUBLIC COMMENTS

None

Motion to Adjourn by Councilor Jackson; Seconded by Councilor Kelly

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Jackson

(All voted in the affirmative)

**MEETING ADJOURNED:** 5:38 p.m.